

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
ST. JOSEPH DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	Criminal Action No.
v.	)	05-00404-01-CR-W-DW
	)	
BRIAN STARR,	)	
	)	
Defendant.	)	

MEMORANDUM OF MATTERS DISCUSSED AND  
ACTION TAKEN AT PRETRIAL CONFERENCE

**PENDING CHARGE:** On November 1, 2005, the Grand Jury returned a one count indictment against defendant Brian L. Starr. The indictment charges that on or about September 4, 2005, defendant Starr, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess a firearm, to wit, a Hi-Point, Model JHP, .45 caliber semi-automatic handgun.

The following matters were discussed and action taken during the pretrial conference:

**TRIAL COUNSEL:**

Government: Stefan Hughes  
Case Agent: Special Agent Christopher Gillio of the ATF Task Force  
Defense: Steve Moss

**OUTSTANDING MOTIONS:** None

**TRIAL WITNESSES:**

Government: 9 without stipulations; 7 with stipulations  
Defendant: 1 witness, defendant may testify

**TRIAL EXHIBITS:**

Government: 8 exhibits  
Defendant: 0 exhibits

**DEFENSES:** general denial

**POSSIBLE DISPOSITION:**

( ) Definitely for trial (X) Possibly for trial ( ) Likely a plea will be worked out

**TRIAL TIME: 2 days**

Government's case including jury selection: 2 days

Defense case: several hours at most

**STIPULATIONS:** The parties anticipate working out stipulations as to the defendant's criminal record and as to the interstate nexus of the firearm.

**UNUSUAL QUESTIONS OF LAW: None**

**FILING DEADLINES:**

**Witness and Exhibit List:** To be filed on Friday prior to the Pretrial Conference  
**Counsel are requested to list witnesses in alphabetical order on their witness list.**

**Exhibit Index, Voir Dire, Jury Instructions: Noon, Wednesday, June 14, 2006**

**Please Note:** Jury instructions must comply with Local Rule 51.1.

**Motions in Limine:** None planned

**TRIAL SETTING:** This case is set on the June 19, 2006 Joint Criminal Jury Trial Docket.

**IT IS SO ORDERED.**

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*/s/ Sarah W. Hays*  
SARAH W. HAYS  
UNITED STATES MAGISTRATE JUDGE